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Amendment No. 4 to HB1253

**McMillan
Signature of Sponsor**

AMEND Senate Bill No. 12*

House Bill No. 1253

by adding to SECTION 1 in Section 16-22-103(a) at the end of the first sentence the language
“exercising criminal jurisdiction”.

AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-104(b) the language
“councils” and substituting instead the language “counsel”.

AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-104(c) the language
“drug court program” and substituting instead the language “drug court treatment program”.

AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-105 the introductory
clause and substituting instead the following language:

The department of finance and administration, office of criminal justice
programs, shall administer the drug court treatment program by

AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-106 the word “courts”
and substituting instead the language “a court exercising criminal jurisdiction”.

AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-107, subsection (b) in
its entirety and substituting instead the following language:

(b) Made to any court that does not agree to operate its program in accordance with the
principles in Section 16-22-104.

AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-108 subsection (a) in its
entirety and substituting instead the following:

The commissioner of finance and administration shall establish an advisory
committee composed of five (5) members. The committee shall review all program
criteria established by office of criminal justice programs and shall advise the

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commissioner on the allocation of funds under this part. Before appointing the members, the commissioner shall consult with the president of the Tennessee Association of Drug Court Professionals, the president of the Tennessee Association of Alcohol and Drug Abuse Services and the Tennessee Association of Mental Health Organizations. After the commissioner establishes staggered terms with the initial appointments, a member shall have a four (4) year term, and a member may be appointed to serve one additional consecutive term. Each member shall be reimbursed from the drug court treatment program resources fund established in Section 16-22-110 for travel expenses for attending a meeting of the advisory committee in accordance with the provisions of the comprehensive travel regulations promulgated by the department of finance and administration and approved by the attorney general and reporter.

AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-109 subsection (b) in its entirety and substituting instead the following:

(b) The fee established in Subsection (a) applies to any offense under Tennessee Code Annotated, Title 39, Chapter 17, Part 4, the Tennessee Drug Control Act.

AND FURTHER AMEND by adding to SECTION 1 at the end of Section 16-22-109(c) the following:

The comptroller's regular audit of a local government shall also include the dedicated county fund established by this section.

AND FURTHER AMEND by deleting from SECTION 1 Section 16-22-113 in its entirety.

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AND FURTHER AMEND by deleting from SECTION 1 in Section 16-22-114 the introductory clause and substituting instead the following language:

Each participant in a drug court treatment program shall be:

AND FURTHER AMEND by adding before the effective date section the following new section:

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision of the act, and to that end the provisions of this act are declared to be severable.